



[REDACTED]

[REDACTED]

[REDACTED]

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: DAVID GRIECO

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE PEOPLE HAVE LEARNED OF THE FOLLOWING INFORMATION CONCERNING MOS DAVID GRIECO FROM A REVIEW OF PUBLIC DOCUMENTS THAT WERE FILED WITH THE UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF NEW YORK, AS ATTACHMENTS TO THE AFFIDAVIT OF PLAINTIFF'S ATTORNEY, MICHAEL LUMER, IN CONNECTION WITH DISCOVERY ORDERED IN JOHNSON V. MAYER, DOCKET. NO. 13-CV-7173. (BY ORDER ENTERED JUNE 24, 2016, JUDGE ALLEYNE R. ROSS DENIED THE DEFENDANTS' MOTION TO KEEP THE DOCUMENTS UNDER SEAL.)

(1) THE INTERNAL AFFAIRS BUREAU (IAB) OF THE NYPD CONDUCTED AN INVESTIGATION INTO ALLEGATIONS THAT, ON JULY 15, 2011, [REDACTED]

[REDACTED]

(2) IAB CONDUCTED AN INVESTIGATION INTO ALLEGATIONS THAT, ON JULY 27, 2011, [REDACTED]

[REDACTED]

[REDACTED] BUT DID FIND SUBSTANTIATED AN ALLEGATION THAT MOS GRIECO HAD FAILED TO MAKE PROPER MEMO BOOK ENTRIES.

(3) THE CIVILIAN COMPLAINT REVIEW BOARD (CCRB) CONDUCTED AN INVESTIGATION INTO A COMPLAINT ALLEGING THAT, ON SEPTEMBER 16, 2011, MOS GRIECO AND OTHER OFFICERS HAD ENTERED A RESIDENCE WITHOUT SUFFICIENT EXIGENT CIRCUMSTANCES TO JUSTIFY THE WARRANTLESS ENTRY. AS TO MOS GRIECO, CCRB FOUND SUBSTANTIATED THE ALLEGATION OF ABUSE OF AUTHORITY, AND ALSO FOUND SUBSTANTIATED ALLEGATIONS THAT MOS GRIECO HAD FAILED TO MAKE PROPER MEMO BOOK ENTRIES AND FAILED TO COMPLETE A STOP AND FRISK REPORT.

(4) IAB CONDUCTED AN INVESTIGATION INTO ALLEGATIONS THAT, ON OCTOBER 29, 2011, [REDACTED]

[REDACTED]

██████████ BUT DID FIND SUBSTANTIATED THE FOLLOWING ALLEGATIONS OF DEPARTMENTAL RULE VIOLATIONS: FAILED TO MAKE A MEMO BOOK ENTRY ABOUT ENTERING THE RESIDENCE; FAILED TO PREPARE A STOP AND FRISK REPORT; CONDUCTED AN IMPROPER SEARCH INSIDE THE RESIDENCE; AND PERFORMED ANTI-CRIME DUTY IN PLAIN CLOTHES WITHOUT A SUPERVISOR DEDICATED SOLELY TO ANTI-CRIME. AS A RESULT, A B CD WAS ISSUED AGAINST MOS GRIECO AND HE FORFEITED TWO (2) VACATION DAYS.

(5) IAB CONDUCTED AN INVESTIGATION INTO ALLEGATIONS THAT, ON A DATE IN DECEMBER 2011, ██████████

██████████ BUT DID FIND SUBSTANTIATED THE ALLEGATION THAT MOS GRIECO HAD FAILED TO MAKE PROPER MEMO BOOK ENTRIES.

(6) CCRB CONDUCTED AN INVESTIGATION INTO A COMPLAINT ALLEGING THAT, ON FEBRUARY 15, 2012, ██████████

██████████ CCRB ██████████ DID FIND SUBSTANTIATED ALLEGATIONS THAT MOS GRIECO IMPROPERLY FAILED TO PREPARE A STOP AND FRISK REPORT AND IMPROPERLY FAILED TO MAKE A MEMO BOOK ENTRY.

(7) CCRB CONDUCTED AN INVESTIGATION INTO A COMPLAINT ALLEGING, IN PART, THAT, ON JULY 14, 2012, ██████████

██████████ HOWEVER, CCRB DID FIND SUBSTANTIATED AN ALLEGATION THAT MOS GRIECO HAD IMPROPERLY FAILED TO MAKE A MEMO BOOK ENTRY.

(8) IAB CONDUCTED AN INVESTIGATION INTO ALLEGATIONS THAT, ON MAY 11, 2013, ██████████

██████████ BUT DID FIND SUBSTANTIATED AN ALLEGATION THAT MOS GRIECO HAD FAILED TO MAKE PROPER MEMO BOOK ENTRIES.

Disclosure # 2:

IN ADDITION, THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS:

(1) ON OR ABOUT NOVEMBER 3, 2011, MOS GRIECO CONDUCTED AN IMPROPER SEARCH OF A PREMISES AND FAILED TO MAKE PROPER MEMO BOOK ENTRIES. ██████████

██████████ AS A RESULT, A B CD WAS ISSUED AGAINST MOS GRIECO.

(2) ON OR ABOUT JUNE 26, 2013, MOS GRIECO FAILED TO MAKE PROPER MEMO BOOK ENTRIES

██████████ AS A RESULT, A B CD WAS ISSUED AGAINST MOS GRIECO.

(3) ON OR ABOUT AUGUST 22, 2016, MOS GRIECO FAILED TO MAKE PROPER MEMO BOOK ENTRIES

(4) ON OR ABOUT JUNE 8, 2017, MOS GRIECO FAILED TO MAKE PROPER MEMO BOOK ENTRIES

(5) ON OR ABOUT NOVEMBER 22, 2017, MOS GRIECO FAILED TO MAKE PROPER MEMO BOOK ENTRIES

(6) ON OR ABOUT OCTOBER 17, 2018, MOS GRIECO FAILED TO PREPARE A STOP AND FRISK REPORT AND ALSO FAILED TO MAKE PROPER MEMO BOOK ENTRIES PERTAINING TO SAID STOP AND FRISK. AS A RESULT,

THE NYPD ISSUED A LETTER OF INSTRUCTION.

(7) ON OR ABOUT JANUARY 2, 2019, MOS GRIECO FAILED TO ACTIVATE HIS BODY WORN CAMERA

[REDACTED]

(8) ON OR ABOUT FEBRUARY 8, 2019, MOS GRIECO FAILED TO MAKE PROPER MEMO BOOK ENTRIES AND INFORM IAB PERTAINING TO AN INCIDENT WHERE IT WAS ALLEGED THAT THAT MOS GRIECO STOLE PROPERTY FROM A VOUCHERED VEHICLE. THE ALLEGATIONS OF MISSING PROPERTY, HOWEVER, WAS UNSUBSTANTIATED.

Disclosure # 3: (PENDING)

NYPD FILED CHARGES AND SPECIFICATIONS AGAINST MOS GRIECO ARISING FROM THE FOLLOWING ALLEGATIONS ARISING FROM AN INCIDENT ON JANUARY 17, 2018, [REDACTED]

[REDACTED]

Disclosure # 4:

MOS GRIECO IS A NAMED DEFENDANT IN THE FOLLOWING ADDITIONAL CIVIL ACTIONS:

1. WESLEY JONES V. CITY OF NEW YORK, ET AL., 12-CV-1580, FILED IN THE EASTERN DISTRICT OF NEW YORK.
2. MICHAEL JOHNSON & THOMAS JOHNSON V. CITY OF NEW YORK, ET AL., 00357/2012, FILED IN KINGS COUNTY SUPREME COURT.
3. NICQUAN BANNISTER V. CITY OF NEW YORK, ET AL., 305926/13, FILED IN THE EASTERN DISTRICT.
4. JEFFREY INGRAM V. CITY OF NEW YORK, ET AL., 12-CV-0740, FILED IN THE EASTERN DISTRICT.
5. SHAMALE LAWSON, TAMIKA FREDERICK, SAMORY HILL, AN INFANT, BY HIS PARENT AND NATURAL GUARDIAN, DOREEN HILL, AND DOREEN HILL INDIVIDUALLY V. CITY OF NEW YORK, ET AL., 501341/2013, FILED IN KINGS COUNTY SUPREME COURT.

Disclosure # 5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, DATED 06/11/2020, AGAINST MOS GRIECO:

ALLEGATION 1: FAIL TO SAFEGUARD DEPARTMENT EQUIPMENT – RADIO

ALLEGATION 2: BODY WORN CAMERA - FAIL TO ACTIVATE

CASE STATUS: CLOSED ON 07/20/2020

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 6 (PENDING):

THE FOLLOWING ALLEGATIONS DATED 11/24/20, ARE PENDING AGAINST MOS GRIECO:

[REDACTED]

Disclosure # 7:

IN ADDITION, THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	DISTRICT	FILED	DISPOSED	DISPOSITION
Mario Berthely	17-CV-194	E.D.N.Y.	1-13-17	-	Pending – parties are engaged in discovery
Justin McClarin	16-CV-6846	E.D.N.Y.	12-12-16	-	Pending – dispositive motion practice
Terrance Burgess, et al.	523191/2016	Sup. Ct. Kings Cty.	3-17-17	4-25-18	Settlement, without admission of fault or liability
Omar McFarland	17-CV-4184	E.D.N.Y.	7-14-17	4-6-18	Settlement, without admission of fault or liability
Anthony Green	15-CV-6041	E.D.N.Y.	10-21-15	4-14-16	Settlement, without admission of fault or liability
Kevin Jamel Walston, et al.	15-CV-4480	E.D.N.Y.	7-31-15	1-11-18	Judgment for the defendants, on Summary Judgment
Reginald Johnson	13-CV-7173	E.D.N.Y.	12-17-13	6-29-16	As to plaintiff Johnson, Judgment for the defendants, on a jury verdict
Rayvon Shepherd	13-CV-6142	E.D.N.Y.	11-6-13	12-7-18	Settlement, without admission of fault or liability
Nicole Agostini	13-CV-7173	E.D.N.Y.	6-29-16	6-27-16	As to plaintiff Agostini, Judgment for plaintiff, without a finding of liability or damages, pursuant to Fed. R. Civ. P. 68

PLAINTIFF	DOCKET	DISTRICT	FILED	DISPOSED	DISPOSITION
Brian Foster	13-CV-5108	E.D.N.Y.	9-12-13	9-3-14	Settlement, without admission of fault or liability
Donyale Kitchens, et al.	13-CV-6105	E.D.N.Y.	11-4-13	4-3-14	Settlement, without admission of fault or liability
Nicquan Bannister, et al.	13-CV-5886	E.D.N.Y.	10-25-13	4-17-14	Settlement, without admission of fault or liability
Tyquan Myrick	13-CV-2544	E.D.N.Y.	4-26-13	1-23-14	Settlement, without admission of fault or liability
Joey Mitchell	12-CV-294	E.D.N.Y.	1-20-12	7-18-12	Settlement, without admission of fault or liability
Suzanne Jimenez-Jenkins	12-CV-2	E.D.N.Y.	1-3-12	11-30-12	Settlement, without admission of fault or liability
Anthony Inman	11-CV-1810	E.D.N.Y.	3-23-11	7-28-11	Judgment for the defendants, upon motion pursuant to Fed. R. Civ. P. 12(b)(6)
Kshawn Wilson	10-CV-4206	E.D.N.Y.	9-15-10	3-25-11	Settlement, without admission of fault or liability

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 8:

CCRB CASE: 201105176

REPORT DATE: 05/06/2011

[REDACTED]

[REDACTED]

[REDACTED]

Disclosure # 9:

CCRB CASE: 201111996

REPORT DATE: 09/16/2011

INCIDENT DATE: 09/16/2011

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Premises entered and/or searched

NYPD Disposition: Instructions

OTHER MISCONDUCT NOTED:

1. Other Misconduct Noted - Failure to prepare a memo book entry

NYPD Disposition: Command Discipline - B and instructions

Disclosure # 10:

CCRB CASE: 201202092

REPORT DATE: 02/16/2012

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 11:

CCRB CASE: 201207718

REPORT DATE: 06/14/2012

INCIDENT DATE: 06/09/2012

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Stop

NYPD Disposition: Administrative Prosecution Unit - Command Discipline and Forfeit of one (1) vacation day

Disclosure # 12:

CCRB CASE: 201209434

REPORT DATE: 07/23/2012

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 13:

CCRB CASE: 201405351

REPORT DATE: 06/02/2014

INCIDENT DATE: 06/01/2014

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Premises entered and/or searched

NYPD Disposition: Administrative Prosecution Unit - Not guilty, no penalty

OTHER MISCONDUCT NOTED:

1. Other Misconduct Noted - Failure to prepare a memo book entry

Disclosure # 14:

CCRB CASE: 201602411

REPORT DATE: 02/13/2016

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 15:

CCRB CASE: 201709960

REPORT DATE: 12/01/2017

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 16:

CCRB CASE: 201800398

REPORT DATE: 01/17/2018

INCIDENT DATE: 01/17/2018

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Search (of person)
2. Abuse - Threat of summons
3. Abuse - Vehicle search
4. Abuse - Vehicle stop

OTHER MISCONDUCT NOTED:

1. Other Misconduct Noted - Failure to prepare a memo book entry

Disclosure # 17:

CCRB CASE: 201806404

REPORT DATE: 08/22/2018

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 18:

CCRB CASE: 201901422

REPORT DATE: 02/15/2019

INCIDENT DATE: 04/13/2018

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Threat of force (verbal or physical)

NYPD Disposition: Instructions

Disclosure # 19:

CCRB CASE: 201903162

REPORT DATE: 04/12/2019

INCIDENT DATE: 03/26/2019

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse – Other
2. Abuse – Other
3. Abuse – Other
4. Abuse – Other

Disclosure # 20: (PENDING)

CCRB CASE: 201908427

REPORT DATE: 09/23/2019

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 21: (PENDING)

CCRB CASE: 201908448

REPORT DATE: 09/24/2019

[REDACTED]
[REDACTED]

■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

Disclosure # 22(PENDING):

CCRB CASE: 202001196

REPORT DATE: 02/12/2020

[REDACTED]
[REDACTED]
■ [REDACTED]
■ [REDACTED]

Disclosure # 23(PENDING):

CCRB CASE: 202001998

REPORT DATE: 03/10/2020

[REDACTED]
[REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

Disclosure # 24(PENDING):

CCRB CASE: 202002102

REPORT DATE: 03/13/2020

[REDACTED]
[REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

Disclosure # 25(PENDING):

CCRB CASE: 202002134

REPORT DATE: 03/14/2020

[REDACTED]
[REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

Disclosure # 26(PENDING):

CCRB CASE: 202005785

REPORT DATE: 08/22/2020

[REDACTED]
[REDACTED]
■ [REDACTED]
■ [REDACTED]
■ [REDACTED]

Disclosure # 27(PENDING):

CCRB CASE: 202006753

REPORT DATE: 10/08/2020

[REDACTED]	
[REDACTED]	
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]
■	[REDACTED]

Eric Gonzalez
District Attorney
Kings County